

ENTERED

July 13, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

LEE ANN SIFUENTES, *et al*,

Plaintiffs,

VS.

BREMA INVESTMENTS, LLC, D/B/A
GRISWOLD HOMECARE, *et al*,

Defendants.

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CIVIL ACTION NO. 4:17-CV-01742

OPINION AND ORDER

ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

Pending before the Court in the above-referenced proceeding is Defendants Brema Investments, LLC and Brenda Gross's ("Brema") Status Report/Supplemental Briefing Regarding Motion to Dismiss and Compel Arbitration and First Supplement, Doc. 32, and the Plaintiffs Alissa Montgomery, Shara Grubbs, and Samantha Stewart's¹, in addition to Opt-in Plaintiffs Jeremy Joiner and Tracy Sanchez, Status Report/Supplement Briefing, Doc. 31, with respect to the Defendants' original Motion and supplemental Motion to Dismiss and Compel Arbitration, Docs. 9 & 18, and Judge Stacy's Memorandum and Recommendation that the Court grant the Defendants' Motion and Supplemental Motion, Docs. 9 & 18. Plaintiffs did not object to the Memorandum and Recommendation. Thus, under Local Rule 7.4, the Memorandum and Recommendation is deemed unopposed.


Upon review, the Court agrees with the Magistrate Judge's conclusion that the case the provisions in the employment agreements at issue are valid and enforceable, including the fee splitting provision in Section 4(g) of the caretaker agreement. Doc. 33 at 6. Accordingly, the

¹ Sifuentes was originally named in the suit, however, her claims were subsequently dismissed with prejudice on May 9, 2018. Doc. 29.

Court hereby

ORDERS that the Memorandum and Recommendation, Doc. 33, is **ADOPTED**.
Brema's Defendants' original Motion and supplemental Motion to Dismiss and Compel
Arbitration, Docs. 9 & 18, are **GRANTED**.

SIGNED at Houston, Texas, this 12th day of July, 2018.

A handwritten signature in black ink, appearing to read "Melinda Harmon", is written over a horizontal line.

MELINDA HARMON
UNITED STATES DISTRICT JUDGE